

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA**

**BRET WOODALL**, *individually and on  
behalf of all others similarly situated*,

Plaintiff,

v.

**OCTAPHARMA PLASMA, INC.**,

Defendant.

**Case No.: 3:24-cv-00424-MOC-SCR**

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**PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL  
OF CLASS ACTION SETTLEMENT**

Plaintiffs Kevin David Allport, Judy Kay Bishop, Karoline McKay, Labri Melzer, Timothy Taylor, Jacob Borrero, and Randall Sharp, individually and behalf of others similarly situated ("Plaintiffs"), hereby move this Court to:

1. Preliminarily approve the settlement described in the "Settlement Agreement" between Plaintiffs and Octapharma Plasma, Inc. ("Defendant"), and the attachments thereto (including the Short Form Notice, the Long Form Notice, the Claim Form, the Proposed Preliminary Approval Order, and the Proposed Final Approval Order) filed herewith in support of this Motion as fair, reasonable, and adequate;

2. Provisionally certify the Settlement Class pursuant to Rule 23 for settlement purposes only;

3. Approve the Notice Program set forth in the Settlement Agreement, including the form and content of the notices attached to the Settlement Agreement as Exhibits 1-4;

4. Designate Plaintiffs Kevin David Allport, Judy Kay Bishop, Karoline McKay, Labri Melzer, Timothy Taylor, Jacob Borrero, and Missouri Plaintiff Randall Sharp as Class Representatives;

5. Appoint Jean S. Martin of Morgan and Morgan P.A. and Daniel Srourian of Srourian Law Firm, P.C as Settlement Class Counsel;

6. Approve the retention of Verita as Settlement Administrator;

7. Approve the procedures set forth in the Settlement Agreement for Settlement Class Members to exclude themselves from the Settlement Class or object to the Settlement;

8. Approve the use of a claim form substantially similar to that attached as Exhibit 4 to the Settlement Agreement, filed herewith;

9. Stay the Action or otherwise adjourn litigation deadlines pending Final Approval of the Settlement;

10. Stay and/or enjoin, pending Final Approval of the Settlement, any actions brought by Settlement Class Members concerning a Released Claim; and

11. Schedule a Final Approval Hearing for a time and date convenient for the Court 120 days or more after a Preliminary Approval Order is entered, at which the Court will conduct an inquiry into the fairness of the Settlement, final approval of the Settlement

and consideration of Settlement Class Counsel's Application for Award of Fees, Expenses, Expenses, and Service Awards for the Class Representatives.

This Motion is based upon: (1) this Motion; (2) the Memorandum in Support of Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement; (3) the Joint Declaration of Class Counsel filed herewith; (4) the Settlement Agreement; (5) the Notices of Class Action Settlement; (6) the Claim Form; (7) the [Proposed] Order Granting Preliminary Approval of Class Action Settlement; (8) the records, pleadings, and papers filed in this action; and (9) upon such other documentary and oral evidence or argument as may be presented to the Court at or prior to the hearing of this Motion.

DATED: July 22, 2025

Respectfully submitted,

*Interim Class Counsel*

/s/ Jean S. Martin

Jean S. Martin (N.C. Bar No. 25703)

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**CERTIFICATE OF SERVICE**

I, Jean Sutton Martin, certify that I caused the foregoing to be electronically filed in this case on July 22, 2025, using the Court's CM/ECF System, thereby serving it upon all counsel of record in this case.

/s/ Jean S. Martin  
Jean S. Martin